

FROM LADAS & PARRY - L.A. 13239340202

(FRI) 1. 21' 05 17:20/ST. 17:18/NO. 4800000154 P 1

Attorney's Docket No. B-5492PCT 622001-4

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Stephen George SZIRMAI

U.S. Serial No.: 19/501,661

Group No.: 3743

Filed: July 15, 2004

Examiner: Not yet assigned

For: "DELIVERY OF DISPERSED POWDERS"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

VIA FACSIMILE 703-746-9195
7 PAGES
Date: January 21, 2005

REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error with respect to the following data, which is:

[X] incorrectly entered

and/or

[] omitted.

Error in	Correct data
1. [] Applicant's name	1.
2. [] Applicants' address	2.
3. [] Title	3.
4. [] Domestic Priority	4.
5. [] Serial Number	5.
6. [] Foreign Applications	6.
7. [] Entity Status	7.
8. [X] Power of Attorney	8. <u>The patent practitioners associated with</u> <u>Customer Number 36716</u>

See the enclosed marked-up copy of the filing receipt. See also the enclosed copy of the Declaration and Power of Attorney.

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office (USPTO) on the date shown below. Specifically, this correspondence is being telefaxed to the Office of Initial Patent Examination (OIPER) of the USPTO at (703) 746-9195 on January 21, 2005.

Shana Morda

Signature

(Request For Corrected Filing Receipt (5-8) page 1 of 2)

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USSN 10/501,661
January 21, 2005
Page 2

3.

The correction(s) is/are not due to any error by the applicant
and no fee is due.


SIGNATURE OF ATTORNEY

Robert Popa
(Type or print name of attorney)

Reg. No.: 43,010

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(Request for Corrected Filing Receipt (3-2), page 2 of 2)



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/501,661	07/15/2004	3743	1080	B-5492PCT 622001-4	1	18	2

36716
LADAS & PARRY
5670 WILSHIRE BOULEVARD, SUITE 2100
LOS ANGELES, CA 90036-5679

CONFIRMATION NO. 5127

FILING RECEIPT



OC000000014282527

Date Mailed: 11/04/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Stephen George Szirmai, New South Wales, AUSTRALIA;

Power of Attorney:

~~Ross Schmitt 42529~~

*The patent practitioners associated with customer
No. 36716*

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/AU03/01521 11/15/2003

Foreign Applications

AUSTRALIA 2002952683 11/15/2002

Projected Publication Date: To Be Determined - pending completion of Security Review

Non-Publication Request: No

Early Publication Request: No

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Title

Delivery of dispersed powders

Preliminary Class

128

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15****GRANTED**

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No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 8 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

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PATENT

Attorney's Docket No. B-5492PCT 622001-4**COMBINED DECLARATION AND POWER OF ATTORNEY**
(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR CIP)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: (check one applicable item below)

- ☐ original
☐ design
☐ supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do not check next item; check appropriate one of last three items.

- ☒ national stage of PCT

NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION, OR CIP.

- ☐ divisional
☐ continuation
☐ continuation-in-part (CIP)

INVENTORSHIP IDENTIFICATION

WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

APPARATUS FOR DELIVERING DRY AEROSOLS TO THE RESPIRATORY TRACT**SPECIFICATION IDENTIFICATION**

the specification of which: (complete (a), (b) or (c))

- (a) ☐ is attached hereto.
(b) ☐ was filed on _____ as ☐ Serial No. / _____
or ☐ Express Mail No., as Serial No. not yet known, _____
and was amended on _____ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

- (c) ☒ was described and claimed in PCT International Application No. PCT/AU03/01521
filed on 13 November 2003 as amended under PCT Article 19 (1)
on _____ (if any).

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ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code Federal Regulations § 1.56.

☐ In compliance with this duty there is attached an information disclosure statement 37 CFR 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign applications(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

- (d) ☐ no such applications have been filed.
 (e) ☒ such applications have been filed as follows.

NOTE: Where item (c) is entered above and the International Application which designated the U.S. claimed priority check item (e), enter the details below and make the priority claim.

**EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS
 (6 MONTHS FOR DESIGN(S)) PRIOR TO THIS U.S. APPLICATION**

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
Australia	2002952883	15 November 2002	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Australia	PQ3945	10 November 1999	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Australia	PR1438	13 November 2000	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Australia	PR8870	14 November 2001	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
 (6 MONTHS FOR DESIGN(S)) PRIOR TO THIS U.S. APPLICATION**

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POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

CUSTOMER NO.: 36716

(check the following item, if applicable)

☐ Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO:

Richard P. Berg, Esq.
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5870 Wilshire Boulevard, Suite 2100
Los Angeles, California 90038-5879

DIRECT TELEPHONE CALLS TO:
(Name and telephone number)

Richard P. Berg
(323) 934-2300

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Full name of sole or first inventor Stephen George SZIRMAI
Inventor's signature [Signature]
Date 28/6/05 Country of Citizenship Australia

Residence 58 Cliff Avenue, Northbridge, New South Wales 2063, Australia
Post Office Address 58 Cliff Avenue, Northbridge, New South Wales 2063, Australia

Full name of second joint inventor, if any _____

Inventor's signature _____

Date _____

Residence _____

Post Office Address _____

Country of Citizenship _____

Full name of third joint inventor, if any _____

Inventor's signature _____

Date _____

Residence _____

Post Office Address _____

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